

MAINE STATE LEGISLATURE

The following document is provided by the
LAW AND LEGISLATIVE DIGITAL LIBRARY
at the Maine State Law and Legislative Reference Library
<http://legislature.maine.gov/lawlib>



Reproduced from scanned originals with text recognition applied
(searchable text may contain some errors and/or omissions)

STATE OF MAINE
113TH LEGISLATURE
SECOND REGULAR SESSION



BILL SUMMARY
JOINT STANDING COMMITTEE
ON
ENERGY AND NATURAL RESOURCES

MAY 1988

MEMBERS

Sen. Ronald E. Usher *
Sen. Zachary Matthews
Sen. Margaret G. Ludwig

Rep. Michael H. Michaud *
Rep. Paul F. Jacques
Rep. James Mitchell
Rep. James Reed Coles
Rep. Annette M. Hoglelund
Rep. Richard A. Gould
Rep. Edward L. Dexter
Rep. Muriel D. Holloway
Rep. Willis A. Lord
Rep. Malachi Anderson

* Denotes Chair

Staff: Tim Glidden, Legislative Analyst

Office of Policy & Legal Analysis
Room 101, State House Sta. 13
Augusta, ME 04333.
(207) 289-1670

EN T. GINDER, DIRECTOR
EN WHITESIDE, DEP. DIRECTOR
ERT W. BREWER
D C. ELLIOTT
) FLATEBO
THA E. FREEMAN, SR. ATTY.
B. GAUTSCHI
LIAM T. GLIDDEN, JR.



STATE OF MAINE
OFFICE OF POLICY AND LEGAL ANALYSIS

ROOM 101/107/135
STATE HOUSE STATION 13
AUGUSTA, MAINE 04333
TEL.: (207) 289-1670

JULIE S. JONES
JOHN B. KNOX
EDWARD POTTER
MARGARET J. REINSCH
LARS H. RYDELL
JOHN R. SELSER
CAROLYN J. CHICK, PARALEGAL
ROBERT W. DUNN, RES. ASST.
HARTLEY PALLESCHI, JR. RES. ASST.

**ONE HUNDRED AND THIRTEENTH LEGISLATURE
FIRST & SECOND SPECIAL SESSIONS
SECOND REGULAR SESSION**

**JOINT STANDING COMMITTEE
BILL SUMMARIES
MAY 1988**

This document is a compilation of the bill summaries prepared by this office for the Joint Standing Committees and Joint Select Committees of the Maine Legislature. The summaries are arranged by LD number under each committee.

All Adopted Amendments are listed, by paper number (e.g., H-584 or S-222), together with the sponsor for floor amendments. Final action is listed to the right of the title. If final House and Senate action differ, both are listed. Committee Reports and Floor Action are indicated as follows::

OTP	Ought to Pass
OTP-ND	Ought to Pass in New Draft
OTP-ND-NT	Ought to Pass in New Draft, New Title
OTP-A	Ought to Pass as Amended
ONTP	Ought Not to Pass
LVWD	Leave to Withdraw
INDEF PP	Indefinitely Postponed

Each individual summary was prepared by the analyst assigned, as noted for each committee. But, this document was produced by the efforts of all the office staff, including Secretaries: Charlene Brann, Janet Jean, Earl Knox, Valarie Parlin; Research Assistant Hartley Palleschi. Finally, Secretary Lorette Knox, Legal Assistant Carolyn Chick, and Research Assistant Robert Dunn had special responsibilities in the preparation of the overall document.

Please give us your suggestions and comments on these summaries and tell us of any inaccuracies.

LD An Act to Amend the Maine Low-Level Radioactive Waste **ONTP**
2045 Authority Liability Provisions

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
HOLT HOLLOWAY CURRAN	ONTP	

SUMMARY

This bill would have limited the state's liability for the operation of a low-level radioactive waste disposal facility. The bill also would have eliminated the existing requirement that the Maine Low-level Radioactive Waste Authority purchase some form of insurance against "site failures" and other "foreseeable problems and unforeseen contingencies" stemming from a low-level radioactive waste disposal facility.

LD An Act to Amend the Solid Waste Provisions of the Site **ONTP**
2057 Location Law

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
CHONKO CAHILL	ONTP	

SUMMARY

This bill would have required the Board of Environmental Protection to make an affirmative finding of adequate solid waste disposal capacity for Site Location application whenever the local solid waste facility is municipally owned. The effect of this bill would have been to overturn the so-called "Fitzpatrick" decision (John D. Fitzpatrick v. BEP, Cumberland, CV 81-562, Feb. 2, 1982) which prohibits the Board from relying on the disposal capacity of a solid waste facility when that facility is not in substantial compliance with state law.

LD An Act Regarding Transportation of Nuclear Waste **LV/WD**
2081

<u>SPONSOR(S)</u>	<u>COMMITTEE REPORT</u>	<u>AMENDMENTS ADOPTED</u>
MITCHELL KANY COLES HOLLOWAY	LV/WD	

SUMMARY

This bill would have instituted quarterly reporting requirements for low-level radioactive waste generators and transporters of similar materials.